Issue to day

1921

Department of Settlement

OFFICE Board of Rev.

STATION Madras

Misc **No.** 221

Dated 28-1-21

B 324/21

28 JAN 1921

	Date	Initial
Given for copying		
Copied		
Examined		
Signed		
Given for despatch		
Despatched		
Indexed		
To be destroyed on		

To whom sent

Pages in the file

(SUBJECT.)

Petition – Mr T. Roberts – Retired Sub Magistrate, Mangalore – Demarcation of his holdings – Report submitted

* Not to be filled in the case of permanent records.

Subj

Subject: Memorial of Mr T. Roberts Retired Sub Magistrate Mangalore Wrong demarcation of his holding.

G.O. 1316 from R.D. d/ 17-10-20.

Board's Ref. to Collr. S. Kanara d/ 29-10-20

Rt. 6 of 1921 from the Collr. S. Kanara.

To Secretary.

[illegible]

Government have referred to the Board for remarks, the petition of Mr T. Roberts Retired Sub Magistrate, Mangalore on the subject of wrong demarcation of the boundary of his holding, made by the Land Records Tahsildar, Mangalore. The subject is one which has already been dealt with by the Board in its Proceedings Mis. No. 433 d/ 26.2.1917.

In 1917, the Board, before passing orders on the petition, made sure from the Collector, that the case is one which did not require settlement under chapter IV of the Madras Survey and Boundaries Act. 1897. The petitioner's Complaint against the Land Records Tahsildar that he wrongly demarcated the boundary of his holding, did not appear to have a real basis, as the report of the L. R. Tahsildar on the subject clearly explained the circumstances of the case.

Lr-20-26. of Ori. 4330, 26-2-17
Ⓒ

As the survey of the district was final and as the petitioner's grievance, if real, must be against his neighbour Mr. Dearls for encroachment, the Board did not comply with the petitioner's request to order a fresh demarcation.

Subsequently, the petitioner filed a civil suit in respect of the contested portion against his neighbour, Mr Dearls and ~~had~~ it was decided in

in ~~his~~ petr's favour. Government
was not a party to the
suit (vide judgment of the
pp. 12-22 cf case, put up).

In the petitioner's memorial
Notes - 7 cf now forwarded by Government
to the Board for remarks,
he prays that the Collector
or an officer may be deputed
p. 9 c file to have the survey stones
planted correctly as ordered
by the court.

3 c file The Collector, in reply to the
Board's Reference on the
subject, reports that the
paragraph 3 at p. 3 cf stone 'B' in dispute has now
been shifted by the Land
Records Tahsildar to the
position marked by the
Court Commissioner so as
to include in the petitioner's
plot the strip 'K.' referred
to in the sketch and that
the survey boundary has
been made to agree with
the boundary of enjoyment
as decided by the court.

The petitioner ~~has~~ can have no

no further grievance.

Government may perhaps be informed of the facts on the above lines. If considered necessary a copy of the L.R. Tahsildar's report, 8/916 which explains the facts clearly may be sent to Govt.

98
22.1.21

ORM
24.1.21

AQ
22.1.21

We need not give the whole previous history I think. We may say that it has since been corrected in accordance with the Court decree Rs. 20·26 [illegible] and the petr. has ceased to have a grievance.

ORM

Draft
ORM
26.1.21

To Secretary.

Draft submitted for approval.

98
28.1.21

AQ
28.1.21

ORM
ORM
28.1.21

Secy

GOVERNMENT OF MADRAS.

Revenue Department.

Mr. T. Roberts, retired Sub-Magistrate, Balmatta, Mangalore, dated 20th September 1920.

Endorsement No.1632 E/20-1, dated 9th October 1920.

BOARD OF REVENUE
17 OCT 1920
REVENUE SETTLEMENT

Mr Roberts is an Indian Christian. Govt are referring a ~~three~~ four years after the Board passed its orders. & when ~~[illegible]~~ the. man ~~and~~ have the point decided by a civil court
[illegible]
13.10.20

Referred to the Board of Revenue for remarks.

(By Order)

J. B. Brown,
Under Secretary to Government.

To the Board of Revenue ,(Revenue Settlement),
with ~~copy~~ papers in original to be returned.

Forwarded to the Board of Revenue (Revenue Settlement).

(By Order)

16.10.20
REGISTRAR.

S.G.M./14-10-20.

G 15/10.

Subject.— 2 R. F. XXII-A-19—4,327—6—1-20 (6

FOR MEMBER N

Secy.

Petition

Mr T. Roberts, Retired Submagistrate, Balmatta, Mangalore re incorrect demarcation of his bungalow — Referred to Collr S. Kanara.

READ AGAIN B.P., No ______ dated ______ 192

" " " ______, " ______ 192

READ ALSO :—

Register No 1316, From the Govt R. D. with a petition, No. Lr 1138/20, dated 9. 10 1920 A

" " " " ______, " ______, " ______ 192

" " " " ______, " ______, " ______ 192

~~RESOLUTION.~~ Reference. Et No. 1316/20-1 dated 29. 10. 1920.

Note to Secretary.

Pages 20 to 25 of the old p.p. as 433/26-2-17 explain the matter. There has been a private suit between the petr & his neighbour afterwards. That judgment may if be of use in reporting on this petition though Govt ~~was~~ does not appear to have been a party to it.

28 10 20.

The petition read above is referred to the Collector of S. Kanara for very early remarks.

He is requested to obtain from the petitioner and submit a copy of the judgment in the suit referred to in his petition, and also to report whether government was a party [illegible] ~~to the suit~~

KGW
20.10.20 28.10.20

30.10.20

To The Collector of S. Kanara with a petition and Enclosures the original to be returned

3

Ref. C. No. 1721-20-E. 4.

South Kanara Collector's Office,
Mangalore, 7th January 1921.

B.60
11.1.21

From

M.R.Ry. Rai Bahadur U. Rama Rao Avl., B.A.,
Ag. Collector of South Kanara.

BOARD OF REVENUE
11 JAN 1921
REV. SETTLEMENT

11 21

To

The Secretary to the Board,
Revenue Settlement,
Madras.

p.1 ante

Board's Ref. Gt. No. 1316/20-1, dated 29th October 1920.
Land Records - Demarcation - Mangalore Town-S. No. 985 - Memorial of T. Roberts.

(C)

p.18 (C)

The subject matter of the petition is one already ----- dealt with by the Board in its proceedings Mis. No. 433, dated 26th February 1917. The records referred to in this office letter Dis. No. 184 D/Rev. '17, dated 24th January 1917, read in the above Board's proceedings are submitted herewith for ----- reference and favour of return.

11.12.22 cf

(E)

2. A copy of the judgment in the suit referred to in the petition obtained from the memorialist is enclosed. Government was not a party to the suit. The disposal file (No. 1812 D/Rev. 17, dated 20th June 1917) containing the suit notice received from the petitioner is enclosed for reference and favour of return.

3. The stone B in dispute has been shifted now by the - Land Records Tahsildar to the position marked by the Court --- Commissioner so as to include in the petitioner's plot the --- strip K referred to in the Commissioner's sketch, and the ---- decree of the Civil Court and the survey boundary has been --- made to agree with the boundary of enjoyment as decided by a - competent Court. The present position of stone B has been --

fixed with a new offset in the old G line FE. Necessary --- correction has also been made in the measurements of the ---- F lines. The petitioner has no further grievance.

4. The enclosures to the Board's reference are herewith resubmitted.

8/1

For Ag. Collector.

M. S. R./7-1.

MRA
7.1.21

AIV
7.1.21

[illegible]

R/
25-1-21

23

3,503—15-2-19.

B 192
25.1.21

G.F. 88.

BOARD OF REVENUE
25 JAN 1921
REV. SETTLEMENT

Revenue Department.

Branch.

REMINDER. **REPLY.**

To

The Board of Rev
(Rev Sett)

To

THE

The undersigned ~~has the honour to invite~~ is directed to invite ~~invites~~

attention to the communication noted in the margin and to request that this reminder may be returned at once with information as to—

Endt No. 1632 E, dated 9-10-20
20 - 1

(1) the stage at which the matter now is,—

(2) the date by which a reply may be expected and

(3) the circumstances which have caused the delay.

2. It is requested that the reply to this reminder may be sent not later than 1-2-21

22-1-21
Signature.

Under Secy to Govt.
Designation.

Office Rev Sectt

Station Fort Saint George

Dated 24/1-21

SUBJECT. 83/20/1/21

~~Requesting a fresh~~
Forwarding for remarks petition of Mr. Roberts, South Kanara district praying for a fresh demarcation of his lands

Subject.— Petition — Mr. T. Roberts Retired Sub Magistrate — Mangalore — Demarcation of his holding Report submitted.

FOR MEMBER W
Secy

READ AGAIN B.P., No ______ dated ______ 192
" " " ______ , " ______ 192 .

READ ALSO :—

Register No. G.1316, From the Govt. RD., No. 1632 E/20-1, dated 9-10-1920
" ______ " " " Board's Refce., " B16/20-1, " 29-10-1920 Q
" " B60 " " Coll'r. S. Kanara, " 1721-20-E.4, 7-1-1921 to govt
B 192 - Ex. Rev. Govt RD — 24-1-21 Q Collr. B.

RESOLUTION. (Mis) No. 221, dated 28-7-192

p. 1 c/file

In reply to Govt Endt No. 1632 E/20-1 d/ 9-10-20 the Board begs to report, that

pp. 3-4 c/file

it has ascertained from the Collector of South Kanara, that the ~~Survey~~ boundary has since been corrected in accordance with the Court's decree and that the petitioner has consequently no grievance.

Issm (5 ...) 3/1-8-21.

2. A copy of the

pp. 12 to 22 of

judgment in the suit and the records submitted by the collector are herewith returned.

G.T.E.
28.1.21.

28/1/21

25.1.21

To the Secretary to Govt R.D.
(paragraph 1 only)
with papers in orgl retd.
pp. 4-11 of file

Collr. of S. Kanara
(paragraph 2 only)
pp. 12-22 of file with a copy of Judgment
and records retd.
3 files and a sketch

Dis. 1813 D/16
3648/16
1812 D/17.

GOVERNMENT OF MADRAS

Sectt. II-26 (a)—20,450—27-2-19.

Received 4 FEB. 1921 REV. SETTL. 191 . Registered B 324 4.2.21 191

Abstract.

Supy

Petition - Mr. T. Roberts - retired sub-magistrate - Mangalore - Demarcation of his holding - Orders passed.

To Secretary.

Submitted that this may be filed with B.P. 221 Mis. dated 28-1-21

2.2.21 ✓

5.2.21

Revenue DEPARTMENT.

G.O. No. R.71., dated 2nd February 1921.

ENCLOSURES.
No.

READ the following papers :—

From Mr. T. Roberts, retired sub-magistrate, Balmatta, Mangalore, dated the 20th September 1920.

Endorsement to the Board of Revenue, Revenue Settlement, No.1632 E/20-1, dated 9th October 1920.

From the Board of Revenue, Revenue Settlement, No.221, dated 28th January 1921.

ORDER.

With reference to his petition dated 20th September 1920, regarding a fresh demarcation of the boundaries of his land, Mr. T. Roberts, retired sub-magistrate, Balmatta, Mangalore, is informed that it is reported to Government that the boundary has since been corrected in accordance with the Civil Court's decree.

(By Order of the Governor in Council)

H. Macmichael,

Acting Secretary to Government.

To

Mr. T. Roberts, retired sub-magistrate, Balmatta, Mangalore,
with 2 enclosures returned through the Collector of South Kanara.

Copy to the Board of Revenue, Revenue Settlement.

Forwarded to the Board of Revenue, Revenue Settlement. ✓

(By Order)

Registrar. 3.2.21

D.T./F-2. 3.2.21